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CIA Will Fire Any Who Disclose Data

By Walter Kerr

N. Y. Herald Tribune News Service The Central Intelligence Agency was revealed yesterday as the agency of Government which has informed its em-ployes that immediate and automatic dismissal will follow any disclosure of classified information to unauthorized per-

This warning was transmitted -with a statement that the CIA will tolerate no "American underground" in its ranks—ishortly after Sen. Joseph R. McCarthy (R-Wis.) disclosed last week that he had many "informants" in Government

include.

Violations call for fines of the who were attending classes of more than \$10,000 or im who were attending classes of the chart training course were

These disclosures, came on the heels of a New York Herald Tribune story Tuesday to the effect that the Eisenhower Administration had started through the Justice Department an investigation to determine what could be done to prevent the leak of classified information to unauthorized persons.

Inotified jof the agency's attitude.

That contact was made with the Justice Department.

And that it was in response to this and other inquiries that the Justice Department prepared a summary of the pertinent or possibly pertinent legal references.

Section 793 of Title 18, persons.



of Threats

"informants" in Government Mrs. Karl K. Mundt, wife of It was coupled with the decidine Republican Senator from laration that any violation of South Dakota who is chair the laws pertaining to secret information would be reported promptly to the Justice Depart hearings, disclosingly sterday that she and her husband ment. Attorney General Herbert have been receiving tele-Brownell, Jr., yesterday re-leased without comment a hight and day since the hear-summary of these laws. They lings started.

prisonment for not more than a short training course were notified of the agency's atti-

Section 793 of Title 18, United States Code, cited by These facts are now known. That the remarks of Senator McCarthy at the Army-McCartry heatings caused an instant and sharp reaction at the Central Intelligence Agency.

That the next day or the following day 500 CIA employes the indigury of the United States for to she-advantage of any for-legin mation." It covers both the person communicating it and the recipient. and the recipient.

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C.I.A. Will Oust Any Informers Won't Tolerate

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By Walter Kerr

WASHINGTON, May 13.—The
Central Intelligence Agency was
revealed today as the government agency which has informed its employees that immediate and automatic dismissal
will follow any disclosure of
classified information to unauthorized persons.

This warning was transmitted

'Underground'

This warning was transmitted—with a statement that the C. I. A. will tolerate no "American underground" in its ranks—shortly after Sen. Joseph R. McCarthy, R. Wis. disclosed last week that he had many "informants" in government service.

It was coupled with the declaration that any violation of the laws pertaining to secret information would be reported promptly to the Justice Departent. This afternoon Attorney General Herbert Brownell Ir., released without comment a summary of these laws. They include, besides citations of Army regulations, paragraphs from Title 13, United States Code, referring to espionage and censorship.

Violations call for fines of not more than \$10,000 or imprisonment for not more than ten years or both.

These disclosures came on the heels of a New York Herald Tibune story on Tucsday to the effect that the Elsenhower Administration had started an investigation by the Justice Department to determine what could be done to preven the leak of classified information to unauthorized persons.

Department to determine what could be done, to prevent the leak of classified information to unauthorized persons.

Sharp Reaction at C.I. A. James C. Hagery. White House press secretary, fold questioners the following day that he had checked with the Justice Department and found "they have no word or report of any such action as reported in that story."

However, these facts are now known:

That the remarks of Sen. Mc-Carthy at the Army-McCarthy hearings caused an instant and sharp reaction at the C. I. A.

That the next day or the following day 500 C. I. A. employees who were attending classes connected with a short training Continued on page 33, "lumn 7." Tolson

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Secrets

(Continued from page one)

course were notified of the agency's attitude.

That contact was made with the Justice Department.

And that it was in response to this and other inquiries that the Justice Department prepared and released this afternoon a summary of the pertinent or possibly pertinent legal references.

In releasing the summary, Mr. Brownell's office did not say or mean to imply that Sen. Mc-Carthy's "informants," whom he has refused to name, are guilty or subject in his opinion to prosecution under the laws and regulations cited. It simply referred the summary to persons interested in finding out what is or may be involved in the disclosure of secret information to unauthorized persons.

At a press conference today Mr. Brownell was questioned about one of Sen. McCarthy's "informants," whom the Senator has described as a young officer attached to the Intelligence Department of the Army He was asked whether the Justice Department was trying to identify this officer.

Army Investigating

Mr. Brownell revealed that the Army has ordered an investigation of this particular case, since the Army in the matter had primary investigative jurisdiction." When the Justice Department gets a report from the Army, he added, it will consider whether to take further action.

He reminded reporters that his department is receiving a transcript_of_the Army-McCarthy hearings and will study "any legal problems" arising out of,

"That (the case of the intelligence officer) is one of the incidents involved in the transcript," he said, "so we will study that along with the others."

That the C. I. A., as well as several other sensitive agencies! and departments, is concerned! about the possible existence of a network of "informants" was made crystal clear to C. I. A. employees.

They were told not only that! no" "American underground" would be tolerated, but that there would be no politics of any kind in the C. I. A.—no Republican politics, Democratic politics, New Deal politics, Fair Deal politics, new American politics, old American politics or any other.

Summary of Laws

The Justice Department summary of existing laws with regard to classified information began with Title 18, United States Code, Section 793, which refers to the gathering, transmitting or losing of defense information.

The cited paragraphs pertain, however, only to information which "could be used to the injury of the United States or to the advantage of any foreign nation." It covers both the person who communicates it and the recipient.

Next, under the heading "uniform code of military justice," comes Title 50. United States: Code Annotated; Section 686, involving failure to obey an order or regulation. It authorizes such punishment "as a court martial may direct."

From Army regulation No. 380-5 come these instructions with regard to "dissemination":

1. That no person is entitled to knowledge or possession of classified security information solely by virtue of his rank, office or position, such matter being entrusted only to individ-uals whose official duties require such knowledge or possession and who have been properly cleared.

2. That every effort shall be made to keep responsible officials informed.

3. That discussions, public or private, of classified security information with or inthe presence or hearing of any person unauthorized to have knowledge thereof are prohibited.

This same regulation includes two clauses on requests for classified security information from members of Congress. They are:

"Official committee capacity. Classified security information requested by a member of the Congress of the United States in his official capacity as a member of a committee of such Congress may be furnished by the Secretary of the Army through the office, Department of the Army counselor, or the office, chief of legislative liaison, on a temporary loan basis, to the chairman of that committee, when required by that committee in the process of official inquiry or the preparation of national legislation.

"Information which originated in an agency other than the Department of Defense but which is in the custody of the Department of Defense will not, be released without the consent of the originating agency. In each case, security guidance in accordance with these regulations for the handling and storage of documents and instructions for their ultimate disposi-

tion will be provided.
"Individual capacity—classified security information requested by a member of the Congress of the United States in his individual capacity may be fur-nished by the Secretary of the Army through the office, Department of the Army counselor, or the office, chief of legislative liaison, only if the provisions of paragraphs B, C and D above and paragraph 18 are satisfied. In each case, security guidance! in accordance with these regulations for the handling and storage of documents and instructions for their ultimate disposition will be provided."

The Justice Department also cited Army Regulation No. 380-10, which is word for word taken

from the espionage and censorship law. This even covers the case of persons who "through gross negligence" permits any document relating to the na-tional defense to be "removed from its proper place of custody or delivered to any one in violation of his trust, or to be lost. stolen, abstracted, or destroyed. It goes on to embrace any one who, having knowledge that the document has been illegally removed or lost, fails to report it to his superior officer.

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hearings. Cohn stated that if these individuals refused to answer questions and elected to chose the 5th Amendment then the individual

6:30 P.M. ESTIGATION CONTACTED.

June 2, 1954

Mr. Nichols

action.

Senator McCarthy - Army Hearing 330, 299 per RE:

Senator Jackson in examining Roy Cohn inquired about the 135 Communists working in defense plants who have been referred to Mixed in testimony and asked Cohn why he does not furnish these names to Secretary of Defense Charles Wilson. Cohn replied that the Defense Department does not have any power to fire these individuals and that the only way it can be accomplished is by the Committee to conduct

In a joint discussion between Senator Jackson, Roy Cohn and Senato McCarthy, Senator Jackson asked why the McCarthy Committee did not call to the attention of the Army the security risks at Fort Monmouth when they obtained a portion of our letter regarding Aaron Coleman. It was explained that the Army already knew about this and had not taken any

Senator Symington interrupted and stated that he did not believe that it was true that the Defense Department had no control of employees working on defense projects and that when he was in private industry he worked very dosely with the intelligence agencies of the Armed Forces and the FBI. He stated that he always discussed matters freely and later brought out that if the FBI ever said a man was a security risk the man was out of a job.

Senator Symington asked if Cohn or Senator McCarthy had given the names of the 135 individuals in defense plants to the FBI. Cohn answered that they had not but he was sure that the FBI knew about them.

What object they? Senator Symington questioned Cohn regarding testimony of the Director sometime ago (exact time not mentioned) when Benator Hickenlooper asked if any Loyal Board reports or reports of the FBI had ever come into possession of Congressional committees. The Director, according to Senator Symington, stated that he did not know of any such situation? and that none of our reports had ever gotten into the possession of Congressional committees. Senator Symington asked if Cohn or Senator McCarthy could have gotten the 22 page document from the FBI and Sohn advised that they never could have. Senator Symington stated that they could have gotten it from the Army and that they did and that if they were not entitled to obtain it from the FBI, why were they entitled to obtain it from the Army cohn explained that with respect to obtaining it from the Army is was the indication that the Army had failed to take

the proper action and it was the Committee's responsibility to look into the natter.

companies will discharge the employees.

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such testingny by med -

Senator McCarthy in examining Roy Cohn discussed Irving Cappel who had been employed in the Secretariat of the UN and who had a record of Communist activity. He brought out through testimony of Cohn that considerable difficulty had been encountered in attempting to present this information to a Grand Jury and that employees of the Tistice Department had attempted to prevent the information from being presented to a Grand Jury.

Senator McCarthy also referred to a proposed investigation of the Central Intelligence Agency which was being considered but that he had discussed this proposal with representatives of the White House and the Justice Department and they had decided that the investigation would not be in the public interest.

Army Counsel Welch in examining Roy Cohn regarding the approximately 130 Communists working defense plants asked Cohn if he would give the names to the FBI so that those men could be put under surveillance. Senator McCarthy and Cohn both stated that the FBI had this information and that they were certain it had been furnished to the Defense Department. Welch pointed out that he wanted it brought to the attention of the FBI so that we could do something about it. Cohn explained that it was not in our power to do anything about it and that all we can do is investigate, gather the information and furnish it to the proper authorities.

Throughout his ten minute period Welch pressed Cohn and Senator McCarthy to furnish these names to us so that we could put these men under surveillance. Cohn pointed out that he was in no way going to try and tell the FBI how to run their business, that he was certain that we were aware of these individuals and that if there was a need for surveilling then we were doing it.

Senator McCarthy brought out the cases of Alger Hiss and Harry Dexter White wherein we had furnished information to the proper authorities and that they had ignored it and that these two individuals continued in government service in high positions. Senator McCarthy said, "so lets not deceive the American people by blaming the FBI for Communists being in defense plants. The FBI has no power to get them out...."

Welch replied, "My confidence in the FBI is simply limitless," he continued "and all I'm suggesting is that we just nudge them a little, and be sure that they're busy on these 130." Cohn replied that he did not have to nudge the FBI about this or anything else.

Secretary of Defense and that he would see to it that these individuals were gotten out of the defense plants. Considerable debate followed with practically all members of the Committee participating and Chairman Mundt pointed out that the names actually weren't in the possession of the Special Subcommittee which is conducting the hearings but that they could only be furnished to the Defense Department by the regular Subcommittee. The hearings recessed at 5:55 P.M.

SA Frank J. Hudson

Office Memorandum • United States Government

CPROM : SAC, New York - subject: (FNU) MENLEMON;

TO

(FNU) MENLEMON; COOPERATION WITH

Transmitted herewith is a letter postmarked Brussels,
Belgium, which was written by captioned individual to the Yonkers,

partment to this office for consideration.

Director, FBI

The contents of this letter do not appear to be of interest to this Bureau and the letter is being forwarded to the Bureau for transmittal to the Central Intelligence Agency is such is deemed advisable

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New York, Police Department and which was forwarded by that de-

Enclosure (1)

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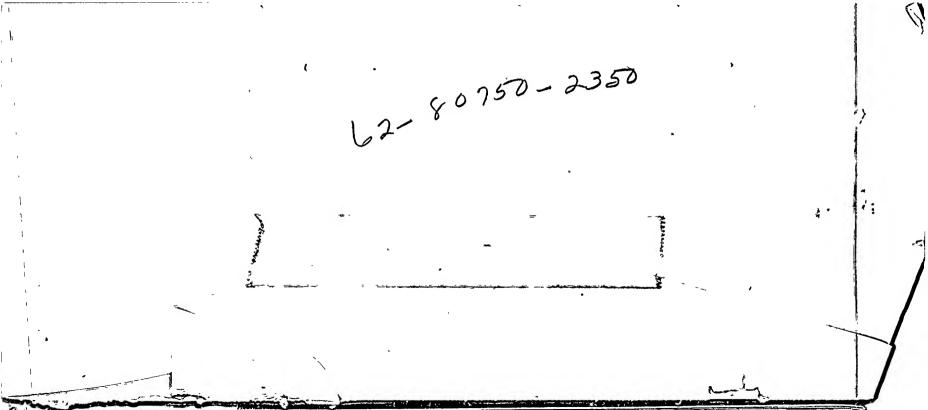
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1 Enclosure to Bureau

Re: (FNU)MENLEMON; COOPERATION WITH CIA



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EX-123 Date: June 9, 1954

To: Legul Attache Havana, Cuba

From: Director, FRI

Subject:

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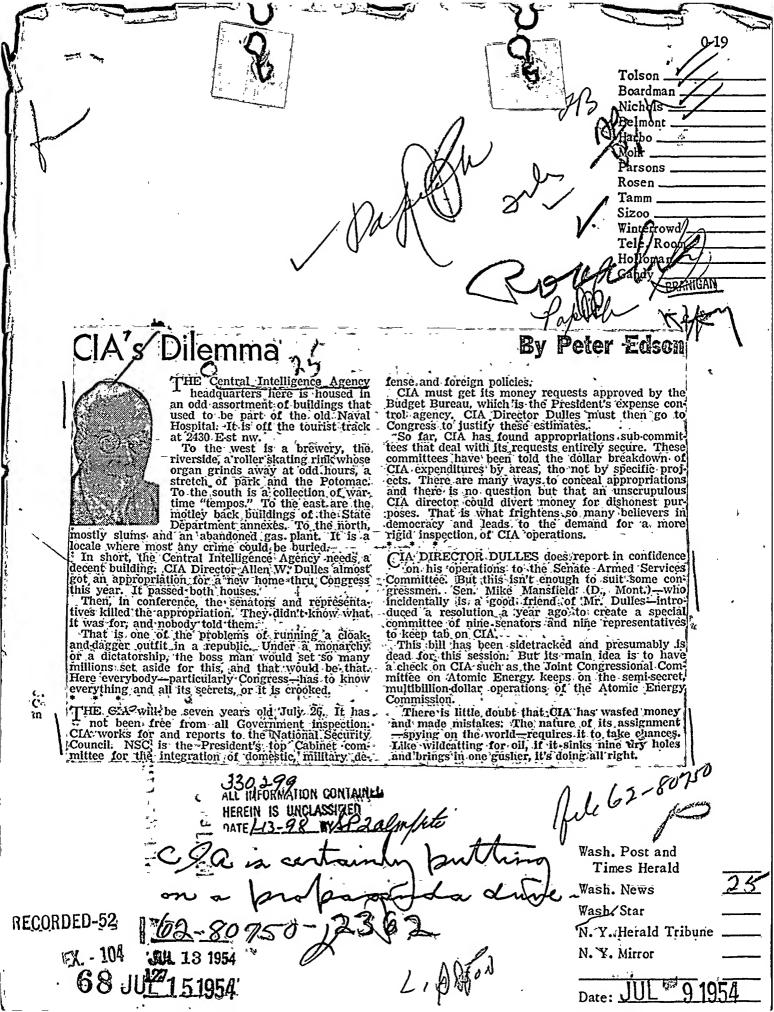
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STANDARD FORM NO. 64 Office Memorandum • united states government DATE: June 23, 1954 Director, FBI. Havana, Cuba Eegal Attache, Havana, Cuba FROM : b3 SUBJECT: This is to advise that The Bureau by letter dated April 12, 1954 that As the Bureau is aware b3 WILL IMPORMATION CONTAINED 62-80750-2359 RECORDED-117 10 JUN 36 1954 13 U MUL 9 1951 Grad

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Office Memorandum • United States Government

Jjivo		UNITED STATES	GOVERNMENT	
) ^{TO} :	MR. R. R. ROACH	DATE:	June 23, 1954 Boardman Nichols Elmont	三
FROM :	C. W. Bates	la O	Glavin A Harbb	
subject:	SOVIET PUBLICATIONS CENTRAL INTELLIGENCE	b3 V	Tracy	
		V	HollomanMiss Gandy_	<u> </u>
occasi	onally CLA receives Sovie	CIA advised on June to publications which	h he felt might	
America	interest to the Bureau. can Workers Look at the S an Trade Union Delegation	oviet Union" and Retailed the Bo	eport of the Oviet Union and the	ŧ
from th	tes of Europe in July, 19 he CIA Library and if the	51." He stated he l Bureau felt they we	had removed these ere of any interest.	
asked reviews	ld be glad to see that we that these publications bed.	e returned to him a	the future. He fter being	
ACTION	•	÷ *		
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Office Memorandum • United States Government

O : MR. A. H. BELMONT

DATE: July 7, 1954

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Belmont

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FROM :

R. R. Roach

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Holloman____ Miss Gandy

SUBTECT:

SURVEY BY THE COMMISSION ON ORGANIZATION
OF THE EXECUTIVE BRANCH OF THE GOVERNMENT
(HERBERT HOOVER COMMISSION)

Reference is made to newspaper publicity of July 5, 1954, which indicated that General Mark W. Clark is handling Government examination of the CIA with authority to make recommendations as to the agency's "structure and administration." According to the newspaper articles, General Clark was to perform the survey as the head of a task force for the Commission on Organization of the Executive Branch of the Government, which is headed by Herbert Hoover. You may be interested in the following comments which were volunteered to Liaison Agent Papich by Allen Dulles, Director of CIA, on July 6, 1954.

Dulles stated that he personally had been hoping for some time that the Hoover Commission would take some positive action toward instituting a survey of CIA's organizational structure. He stated that General Clark's examination of the CIA organization undoubtedly would be executed in an orderly and constructive fashion. Dulles emphasized General Clark would be checking only "organizational structure." He elaborated by stating that the task force would look into CIA's operations and projects only so far as to determine if and how the jobs could be done more economically. Dulles does not expect Clark's group to request detailed information regarding any of CIA's very sensitive operations. Dulles feels that many recommendations might be made to modify many of CIA's administrative procedures. Very likely Dulles was referring to the numerous problems which have arisen within the CIA because of the disjointedly compartmentalized character of the agency. Dulles indicated that General Clark's group would not concentrate on the subject of security risks within CIA.

Dulles further advised that he personally had in mind several recommendations which he planned to pass on to General Clark. Some of these recommendations, he stated, would deal with new legislation. In this connection he stated he is greatly interested in improving CIA's "career service program." It is possible that Dulles had reference to the promotion of a retirement act similar to that of the Bureau.

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Memo to Belmont

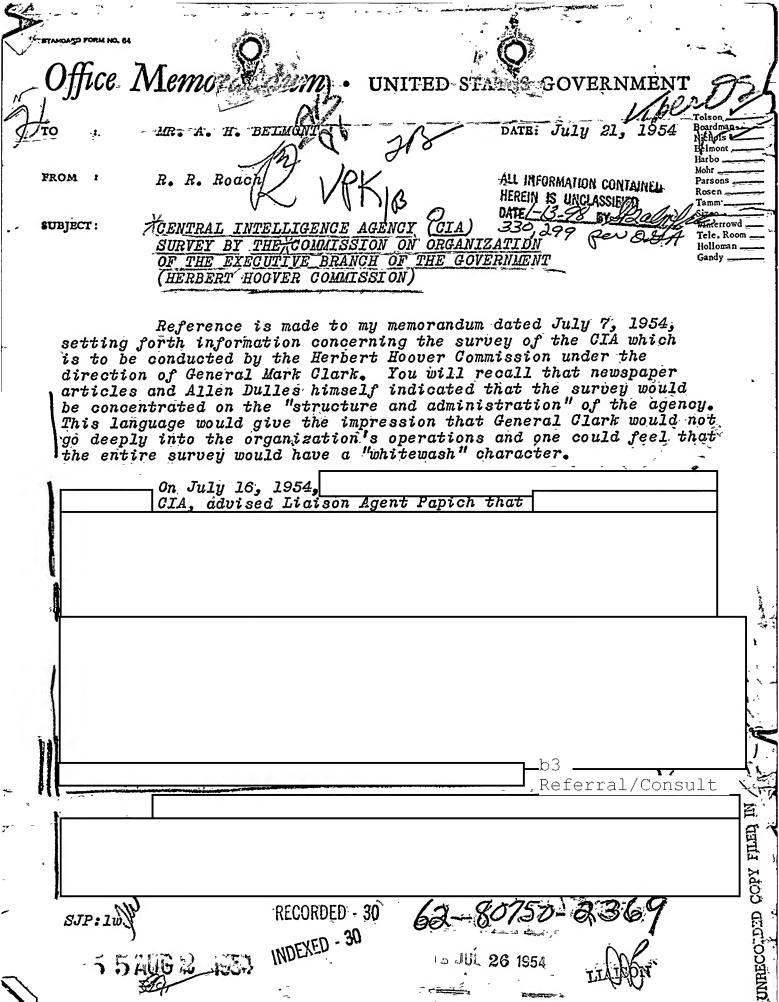
Dulles advised that he does not expect General Clark to initiate his examination of the CIA before September, 1954. He stated that he talked to Clark on the morning of July 6, 1954, and the General was proceeding to Brazil. Dulles advised that he personally would be absent from the country for most of the month of August, 1954. If Dulles follows a practice already established, he undoubtedly will make a trip to the Far East in August, 1954. He usually goes to Europe in the Spring of the year.

ACTI ON:

The Liaison Agent will follow all pertinent developments of interest to the Bureau in connection with the examination of the CIA by the Hoover Commission.

GDD

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Memo to Belmont

The Liaison Agent gained the definite impression that the CIA is endeavoring to ascertain the identities of the individuals who are to make up the task force which is to survey the CIA. It is obvious that the personnel of the working committee will play a key part in the project.

ACTION:

None. For your information.

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Office Memorandum • UNITED STATES GOVERNMENT

FROM: MR. A. H. BELMONT

DATE: July 20, 1954

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MR. A. H. BELMONT

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JOHN B. HOLLISTER

SUBJECT:

The Director inquired "What do we know re John B.
Hollister? H" after an article appeared in the "New York Mirror"
dated July 19, 1954, reporting a Government reorganization "task
force" headed by General Mark Clark may study the "security"
machinery of the Central Intelligence Agency (CIA) as part of its
survey of that Agency. The article stated John B. Hollister,
Executive Director of the Hoover Commission on Government Reform,
had told a reporter the commission had not received Senator McCart
files on alleged Communist infiltration of CIA but the commission
would undoubtedly accept McCarthy's files if they are presented.

No investigation has been conducted concerning Hollister.

In September, 1953, Mr. Herbert Hoover submitted Hollister's name, among others, as one of the officials being considered to serve on the Commission on Organization of the Executive Branch of the Government and requested a special and quick clearance under Executive Order 10450. However, Attorney General Brownell subsequently advised these individuals were not under Executive Order 10450 and no investigations would be made unless Mr. Hoover made specific requests in cases where employees would have access to classified information.

Mr. Hollister is senior partner of the law firm of Taft, Stettinius and Hollister of Gincinnati, Ohio. The late Senator Robert Taft was a former member of the law firm and his son, Robert Taft, Jr., is presently a member: Our files reflect cordial relations with

Mr. Hollister. He has requested that the Director speak before various civic groups and a Boy Scout Convention in Cincinnati, Ohio, at which times he expressed admiration for the Director and the Burear. (140-1397-13; 94-208-5505; 94-2-29645; 94-46024-1)

John Baker Hollister was born in Cincinnati, Ohio Recording to the current issue of "Who MOTICRECORDED TEA,"
John Baker Hollister was born in Cincinnati, Ohio Recorded to 1890.
He received an A.B. degree from Yale University in 1911 the first in IL.B.
degree from Harvard in 1915. He served as a Congressman from Chio,
1931-1937, and as a Representative to the National Republication
Convention since 1940. Mr. Hollister is the director of numerous
companies, including insurance, railroads, shipbuilding, iron and
steel. He served in Worldwar I as a Captain in the 1944. Artillery.
Mr. Hollister was with the American Relief in Poland in 1917, He
served as Chairman of Mission to the Notherlands, United Nations
Relief and Rehabilitation Administration, in 1945.

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Memo to Mr. Boardman from Mr. Belmont

RE: JOHN B. HOLLISTER

In his broadcast of July 11, 1943, radio commentator Drew Pearson reported that the Sandusky Machinery and Battery Company, of which Congressman John Hollister of Cincinnati was a Director, had been fined \$80,000 by the Federal Government for fraudulently concealing defective propeller sleeves from United States inspectors. Pearson stated that Hollister was a law partner of Senator Robert Tart, who owned the powerful newspaper "Cincinnati Times-Star" which would be one reason the conviction would not be read in the press. Memorandum in the file reflects that at the time of the broadcast there was no main file and, therefore, no investigation relating to a war fraud violation by the above-mentioned company. No subsequent additional information appears in our files concerning Pearson's allegation. (94-8-350-151)

(100-346566-215)RECOMMENDATION:

None. For your information.

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